

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Borge BJORNEKLETT et al. : **Mail Stop: PCT**  
Serial No. 10/502,395 : **Attorney Docket No. 2004\_1173A**  
Filed July 26, 2004 : **Confirmation No. 3488**

METHOD OF DETERMINING A HEAT TREATMENT  
AND MEMBER SO TREATED  
[Corresponding to PCT/NO03/00048  
Filed February 7, 2003]

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Late filing of executed Declaration ..... \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Borge BJORNEKLETT et al.

By



Michael S. Huppert  
Registration No. 40,268  
Attorney for Applicants

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

01/28/2005 GFREY1 00000111 10502395

01 FC:1617 130.00 DP

MSH/kjf  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K St., N.W., Suite 800  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
January 25, 2005

[Check No. 66250]

2004\_1173A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 3488**  
Borge BJORNEKLETT et al. : **Mail Stop: PCT**  
Serial No. 10/502,395 : **Attorney Docket No. 2004\_1173A**  
Filed July 26, 2004 :

METHOD OF DETERMINING A HEAT TREATMENT  
AND MEMBER SO TREATED  
[Corresponding to PCT/NO03/00048  
Filed February 7, 2003]

**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated January 13, 2005, submitted herewith is a Declaration for the above application executed by the inventors.

Also enclosed are the PTO surcharge of **\$130.00** required by 37 CFR 1.492(e), and a copy of the PTO notice.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Borge BJORNEKLETT et al.

By



Michael S. Huppert  
Registration No. 40,268  
Attorney for Applicants

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

MSH/kjf  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
January 25, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/502,395	Borge Bjorneklett	2004-1173A

INTERNATIONAL APPLICATION NO.

PCT/NO03/00048

IA. FILING DATE	PRIORITY DATE
02/07/2003	02/08/2002

000513

WENDEROTH, LIND & PONACK, L.L.P.  
 2033 K STREET N. W.  
 SUITE 800  
 WASHINGTON, DC 20006-1021

COPY

CONFIRMATION NO. 3488

371 FORMALITIES LETTER



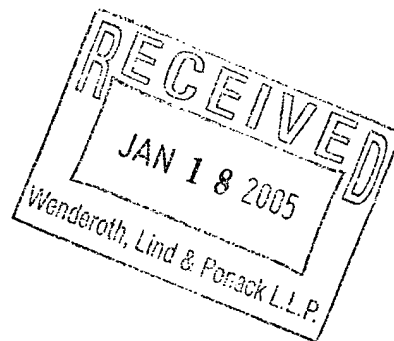
\*OC000000014944046\*

Date Mailed: 01/13/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/26/2004
- Copy of the International Search Report filed on 07/26/2004
- Copy of IPE Report filed on 07/26/2004
- Preliminary Amendments filed on 07/26/2004
- Information Disclosure Statements filed on 07/26/2004
- Oath or Declaration filed on 07/26/2004
- Request for Immediate Examination filed on 07/26/2004
- U.S. Basic National Fees filed on 07/26/2004
- Priority Documents filed on 07/26/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 305-3659

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,395	PCT/NO03/00048	2004-1173A